

Form 990-T

Exempt Organization Business Income Tax Return (and proxy tax under section 6033(e))

OMB No. 1545-0687

Department of the Treasury Internal Revenue Service

For calendar year 2009 or other tax year beginning 07/01, 2009, and ending 06/30, 2010. See separate instructions.

2009 Open to Public Inspection for 501(c)(3) Organizations Only

Form header section including: A Check box if address changed; B Exempt under section 501(c)(3); C Book value of all assets; D Employer identification number 95-1790021; E Unrelated business activity codes 451211 523000; F Group exemption number 8093603389; G Check organization type 501(c) corporation.

H Describe the organization's primary unrelated business activity. ATTACHMENT 1
I During the tax year, was the corporation a subsidiary in an affiliated group or a parent-subsidiary controlled group? Yes [X] No
J The books are in care of WILLIAM G. HUMPHRIES Telephone number 310-440-6040

Table with 4 columns: Description, (A) Income, (B) Expenses, (C) Net. Rows include Gross receipts or sales (465,775), Less returns and allowances (0), Cost of goods sold (214,901), Gross profit (250,874), Capital gain net income (452,565), Net gain (loss) (-225,601), Income (loss) from partnerships and S corporations (-5,956,241), Rent income, Unrelated debt-financed income, Interest, annuities, royalties, and rents from controlled organizations, Investment income of a section 501(c)(7), (9), or (17) organization, Exploited exempt activity income, Advertising income, Other income, Total (-5,478,403).

Table with 4 columns: Description, (A) Income, (B) Expenses, (C) Net. Rows include Compensation of officers, directors, and trustees (185,073), Salaries and wages (352,851), Repairs and maintenance, Bad debts, Interest (attach schedule), Taxes and licenses (24,887), Charitable contributions, Depreciation (18,269), Less depreciation claimed on Schedule A and elsewhere on return (18,269), Depletion, Contributions to deferred compensation plans, Employee benefit programs (208,595), Excess exempt expenses (Schedule I), Excess readership costs (Schedule J), Other deductions (5,849,721), Total deductions (6,639,396), Unrelated business taxable income before net operating loss deduction (-12,117,799), Net operating loss deduction, Unrelated business taxable income before specific deduction (-12,117,799), Specific deduction (1,000), Unrelated business taxable income (-12,117,799).

Part III Tax Computation

35 Organizations Taxable as Corporations. See instructions for tax computation on page 15. Controlled group members (sections 1561 and 1563) check here [ ] See instructions and: a Enter your share of the \$50,000, \$25,000, and \$9,925,000 taxable income brackets (in that order): (1) \$ (2) \$ (3) \$ b Enter organization's share of: (1) Additional 5% tax (not more than \$11,750) \$ (2) Additional 3% tax (not more than \$100,000) \$ c Income tax on the amount on line 34 35c 36 Trusts Taxable at Trust Rates. See instructions for tax computation on page 16. Income tax on the amount on line 34 from: [X] Tax rate schedule or [ ] Schedule D (Form 1041) 36 37 Proxy tax. See page 16 of the instructions 37 38 Alternative minimum tax 38 39 Total. Add lines 37 and 38 to line 35c or 36, whichever applies 39

Part IV Tax and Payments

40 a Foreign tax credit (corporations attach Form 1118; trusts attach Form 1116) 40a b Other credits (see page 16 of the instructions) 40b c General business credit. Attach Form 3800 40c d Credit for prior year minimum tax (attach Form 8801 or 8827) 40d e Total credits. Add lines 40a through 40d 40e 41 Subtract line 40e from line 39 41 42 Other taxes. Check if from: [ ] Form 4255 [ ] Form 8611 [ ] Form 8697 [ ] Form 8866 [ ] Other (attach schedule) 42 43 Total tax. Add lines 41 and 42 43 44 a Payments: A 2008 overpayment credited to 2009 44a 0. b 2009 estimated tax payments 44b c Tax deposited with Form 8868 44c d Foreign organizations: Tax paid or withheld at source (see instructions) 44d e Backup withholding (see instructions) 44e f Other credits and payments: [ ] Form 2439 [ ] Form 4136 [ ] Other Total 44f 45 Total payments. Add lines 44a through 44f 45 0. 46 Estimated tax penalty (see page 4 of the instructions). Check if Form 2220 is attached [ ] 46 47 Tax due. If line 45 is less than the total of lines 43 and 46, enter amount owed 47 0. 48 Overpayment. If line 45 is larger than the total of lines 43 and 46, enter amount overpaid 48 0. 49 Enter the amount of line 48 you want: Credited to 2010 estimated tax 0. Refunded 49 0.

Part V Statements Regarding Certain Activities and Other Information (see instructions on page 17)

1 At any time during the 2009 calendar year, did the organization have an interest in or a signature or other authority over a financial account (bank, securities, or other) in a foreign country? If YES, the organization may have to file Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts. If YES, enter the name of the foreign country here [ ] Yes [X] No 2 During the tax year, did the organization receive a distribution from, or was it the grantor of, or transferor to, a foreign trust? If YES, see page 5 of the instructions for other forms the organization may have to file. [ ] Yes [X] No 3 Enter the amount of tax-exempt interest received or accrued during the tax year \$ 0.

Schedule A - Cost of Goods Sold. Enter method of inventory valuation AT COST

1 Inventory at beginning of year 1 25,899. 2 Purchases 2 218,925. 3 Cost of labor 3 4a Additional section 263A costs (attach schedule) 4a b Other costs (attach schedule) 4b 5 Total. Add lines 1 through 4b 5 244,824. 6 Inventory at end of year 6 29,923. 7 Cost of goods sold. Subtract line 6 from line 5. Enter here and in Part I, line 2 7 214,901. 8 Do the rules of section 263A (with respect to property produced or acquired for resale) apply to the organization? [ ] Yes [X] No

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Sign Here [ ] Signature of officer Date [ ] Title VP, CFO, & COO May the IRS discuss this return with the preparer shown below (see instructions)? [X] Yes [ ] No

Paid Preparer's Use Only Preparer's signature Date Check if self-employed [ ] Preparer's SSN or PTIN P00576936 Firm's name (or yours if self-employed), address, and ZIP code KPMG LLP 355 S. GRAND AVE., SUITE 2000 LOS ANGELES, CA 90071 EIN 13-5565207 Phone no. 213-972-4000

LOS ANGELES, CA 90071

# Application for Extension of Time To File an Exempt Organization Return

► **File a separate application for each return.**

- If you are filing for an **Automatic 3-Month Extension, complete only Part I** and check this box
- If you are filing for an **Additional (Not Automatic) 3-Month Extension, complete only Part II** (on page 2 of this form).  
**Do not complete Part II unless** you have already been granted an automatic 3-month extension on a previously filed Form 8868.

## Part I Automatic 3-Month Extension of Time. Only submit original (no copies needed).

A corporation required to file Form 990-T and requesting an automatic 6-month extension - check this box and complete Part I only

All other corporations (including 1120-C filers), partnerships, REMICs, and trusts must use Form 7004 to request an extension of time to file income tax returns.

**Electronic Filing (e-file)** Generally, you can electronically file Form 8868 if you want a 3-month automatic extension of time to file one of the returns noted below (6 months for a corporation required to file Form 990-T). However, you cannot file Form 8868 electronically if (1) you want the additional (not automatic) 3-month extension or (2) you file Forms 990-BL, 6069, or 8870, group returns, or a composite or consolidated Form 990-T. Instead, you must submit the fully completed and signed page 2 (Part II) of Form 8868. For more details on the electronic filing of this form, visit [www.irs.gov/efile](http://www.irs.gov/efile) and click on *e-file for Charities & Nonprofits*.

|  |   |   |
|--|---|---|
| <b>Type or print</b><br><br>File by the due date for filing your return. See instructions. | Name of Exempt Organization<br><b>THE J. PAUL GETTY TRUST</b>   | <b>Employer identification number</b><br>95-1790021 |
|  | Number, street, and room or suite no. If a P.O. box, see instructions.<br>1200 GETTY CENTER DRIVE, SUITE 401      |   |
|  | City, town or post office, state, and ZIP code. For a foreign address, see instructions.<br>LOS ANGELES, CA 90049 |   |

**Check type of return to be filed** (file a separate application for each return):

- |                                      |   |                                    |
|--------------------------------------|---|------------------------------------|
| <input type="checkbox"/> Form 990    | <input type="checkbox"/> Form 990-T (corporation)                       | <input type="checkbox"/> Form 4720 |
| <input type="checkbox"/> Form 990-BL | <input type="checkbox"/> Form 990-T (sec. 401(a) or 408(a) trust)       | <input type="checkbox"/> Form 5227 |
| <input type="checkbox"/> Form 990-EZ | <input checked="" type="checkbox"/> Form 990-T (trust other than above) | <input type="checkbox"/> Form 6069 |
| <input type="checkbox"/> Form 990-PF | <input type="checkbox"/> Form 1041-A                                    | <input type="checkbox"/> Form 8870 |

• The books are in the care of ► BILL HUMPHRIES

Telephone No. ► 310 440-6040 FAX No. ► \_\_\_\_\_

- If the organization does not have an office or place of business in the United States, check this box
- If this is for a Group Return, enter the organization's four digit Group Exemption Number (GEN) \_\_\_\_\_ . If this is for the whole group, check this box  . If it is for part of the group, check this box  and attach a list with the names and EINs of all members the extension will cover.

1 I request an automatic 3-month (6 months for a corporation required to file Form 990-T) extension of time until 05/16, 2011, to file the exempt organization return for the organization named above. The extension is for the organization's return for:

- calendar year \_\_\_\_\_ or
- tax year beginning 07/01, 2009, and ending 06/30, 2010.

2 If this tax year is for less than 12 months, check reason:  Initial return  Final return  Change in accounting period

|   |           |    |    |
|---|-----------|----|----|
| <b>3a</b> If this application is for Form 990-BL, 990-PF, 990-T, 4720, or 6069, enter the tentative tax, less any nonrefundable credits. See instructions.  | <b>3a</b> | \$ |    |
| <b>b</b> If this application is for Form 990-PF or 990-T, enter any refundable credits and estimated tax payments made. Include any prior year overpayment allowed as a credit.   | <b>3b</b> | \$ | 0. |
| <b>c Balance Due.</b> Subtract line 3b from line 3a. Include your payment with this form, or, if required, deposit with FTD coupon or, if required, by using EFTPS (Electronic Federal Tax Payment System). See instructions. | <b>3c</b> | \$ |    |

**Caution.** If you are going to make an electronic fund withdrawal with this Form 8868, see Form 8453-EO and Form 8879-EO for payment instructions.

**For Privacy Act and Paperwork Reduction Act Notice, see Instructions.**

Schedule C - Rent Income (From Real Property and Personal Property Leased With Real Property)
(see instructions on page 18)

1. Description of property

Table with 4 rows for property description (1-4)

2. Rent received or accrued

Table with 3 columns: (a) From personal property, (b) From real and personal property, and 3(a) Deductions directly connected with the income. Includes rows (1-4) and a Total row.

(c) Total income. Add totals of columns 2(a) and 2(b). Enter here and on page 1, Part I, line 6, column (A) . . . . . (b) Total deductions. Enter here and on page 1, Part I, line 6, column (B) ▶

Schedule E - Unrelated Debt-Financed Income(see instructions on page 19)

Table with 5 columns: 1. Description of debt-financed property, 2. Gross income from or allocable to debt-financed property, 3. Deductions directly connected with or allocable to debt-financed property, 4. Amount of average acquisition debt, 5. Average adjusted basis, 6. Column 4 divided by column 5, 7. Gross income reportable, 8. Allocable deductions. Includes rows (1-4) and a Totals row.

Total dividends-received deductions included in column 8

Schedule F - Interest, Annuities, Royalties, and Rents From Controlled Organizations(see instructions on page 20)

Table for Exempt Controlled Organizations with 6 columns: 1. Name of controlled organization, 2. Employer identification number, 3. Net unrelated income (loss), 4. Total of specified payments made, 5. Part of column 4 that is included in the controlling organization's gross income, 6. Deductions directly connected with income in column 5. Includes rows (1-4).

Nonexempt Controlled Organizations

Table for Nonexempt Controlled Organizations with 5 columns: 7. Taxable Income, 8. Net unrelated income (loss), 9. Total of specified payments made, 10. Part of column 9 that is included in the controlling organization's gross income, 11. Deductions directly connected with income in column 10. Includes rows (1-4) and a Totals row.

Totals

**Schedule G - Investment Income of a Section 501(c)(7), (9), or (17) Organization** (see instructions on page 20)

| 1. Description of income  | 2. Amount of income | 3. Deductions directly connected (attach schedule)    | 4. Set-asides (attach schedule) | 5. Total deductions and set-asides (col. 3 plus col. 4) |
|---------------------------|---------------------|---|---------------------------------|---|
| (1)                       |                     |   |                                 |   |
| (2)                       |                     |   |                                 |   |
| (3)                       |                     |   |                                 |   |
| (4)                       |                     |   |                                 |   |
| <b>Totals</b> . . . . . ▶ |                     | Enter here and on page 1, Part I, line 9, column (A). |                                 | Enter here and on page 1, Part I, line 9, column (B).   |

**Schedule I - Exploited Exempt Activity Income, Other Than Advertising Income** (see instructions on page 21)

| 1. Description of exploited activity | 2. Gross unrelated business income from trade or business | 3. Expenses directly connected with production of unrelated business income | 4. Net income (loss) from unrelated trade or business (column 2 minus column 3). If a gain, compute cols. 5 through 7. | 5. Gross income from activity that is not unrelated business income | 6. Expenses attributable to column 5 | 7. Excess exempt expenses (column 6 minus column 5, but not more than column 4). |
|--------------------------------------|---|---|--|---|--------------------------------------|--|
| (1)                                  |   |   |  |   |                                      |  |
| (2)                                  |   |   |  |   |                                      |  |
| (3)                                  |   |   |  |   |                                      |  |
| (4)                                  |   |   |  |   |                                      |  |
| <b>Totals</b> . . . . . ▶            |   | Enter here and on page 1, Part I, line 10, col. (A).                        | Enter here and on page 1, Part I, line 10, col. (B).   |   |                                      | Enter here and on page 1, Part II, line 26.                                      |

**Schedule J - Advertising Income** (see instructions on page 21)

**Part I Income From Periodicals Reported on a Consolidated Basis**

| 1. Name of periodical                              | 2. Gross advertising income | 3. Direct advertising costs | 4. Advertising gain or (loss) (col. 2 minus col. 3). If a gain, compute cols. 5 through 7. | 5. Circulation income | 6. Readership costs | 7. Excess readership costs (column 6 minus column 5, but not more than column 4). |
|--|-----------------------------|-----------------------------|--|-----------------------|---------------------|---|
| (1)  |                             |                             |  |                       |                     |   |
| (2)  |                             |                             |  |                       |                     |   |
| (3)  |                             |                             |  |                       |                     |   |
| (4)  |                             |                             |  |                       |                     |   |
| <b>Totals</b> (carry to Part II, line (5)) . . . ▶ |                             |                             |  |                       |                     |   |

**Part II Income From Periodicals Reported on a Separate Basis** (For each periodical listed in Part II, fill in columns 2 through 7 on a line-by-line basis.)

| 1. Name of periodical                       | 2. Gross advertising income                          | 3. Direct advertising costs                          | 4. Advertising gain or (loss) (col. 2 minus col. 3). If a gain, compute cols. 5 through 7. | 5. Circulation income | 6. Readership costs | 7. Excess readership costs (column 6 minus column 5, but not more than column 4). |
|---|--|--|--|-----------------------|---------------------|---|
| (1)   |  |  |  |                       |                     |   |
| (2)   |  |  |  |                       |                     |   |
| (3)   |  |  |  |                       |                     |   |
| (4)   |  |  |  |                       |                     |   |
| (5) <b>Totals from Part I</b>               | Enter here and on page 1, Part I, line 11, col. (A). | Enter here and on page 1, Part I, line 11, col. (B). |  |                       |                     | Enter here and on page 1, Part II, line 27.                                       |
| <b>Totals</b> , Part II (lines 1-5) . . . ▶ |  |  |  |                       |                     |   |

**Schedule K - Compensation of Officers, Directors, and Trustees** (see instructions on page 21)

| 1. Name  | 2. Title | 3. Percent of time devoted to business | 4. Compensation attributable to unrelated business |
|--|----------|--|--|
| ATCH 4   |          |  | %  |
|  |          |  | %  |
|  |          |  | %  |
|  |          |  | %  |
| <b>Total.</b> Enter here and on page 1, Part II, line 14 . . . . . ▶ |          |  | 185,073.   |

ORGANIZATION'S PRIMARY UNRELATED BUSINESS ACTIVITY.

INCOME FROM LIMITED PARTNERSHIP INVESTMENTS AND BOOKSTORE.

FORM 990T - LINE 5 -INCOME (LOSS) FROM PARTNERSHIPS

|   |             |
|---|-------------|
| 2003 RIVERSIDE CAPITAL APPRECIATION FUND L.P.       | 27,263.     |
| ABRAMS CAPITAL PARTNERS II, L.P.                    | -10,409.    |
| AOF II/QCE, L.P.                                    | -20,732.    |
| ARCLIGHT ENERGY PARTNERS FUND II, L.P.              | 379,500.    |
| ARCLIGHT ENERGY PARTNERS FUND III, L.P.             | -1,103,103. |
| ARCLIGHT ENERGY PARTNERS FUND IV, L.P.              | 51,106.     |
| ASP IV ALTERNATIVE INVESTMENTS L.P.                 | -43,195.    |
| ASP V ALTERNATIVE INVESTMENTS, L.P.                 | -23,690.    |
| AXIOM ASIA PRIVATE CAPITAL FUND I, LP               | -6,375.     |
| BAUPOST VALUE PARTNERS, L.P.-IV                     | 25,439.     |
| BAYSIDE OPPORTUNITY FUND, L.P.                      | 65,009.     |
| BERKSHIRE FUND VII (OS), LP                         | -851.       |
| BLACKSTONE CAPITAL PARTNERS (CAYMAN II) V LP        | 7,315.      |
| BLACKSTONE CAPITAL PARTNERS (CAYMAN) V-NQ L.P.      | -694.       |
| BLACKSTONE CAPITAL PARTNERS V USS FEEDER LP         | -34,095.    |
| BLACKSTONE PB CAPITAL PARTNERS V L.P.               | -2,034.     |
| BLACKSTONE REAL ESTATE PARTNERS V.TE.2 L.P.         | 446,179.    |
| BLACKSTONE REAL ESTATE PARTNERS V.TE.2-NQ L.P.      | -102,194.   |
| BLACKSTONE REAL ESTATE PARTNERS VI.TE.2 L.P.        | 138,187.    |
| BLACKSTONE REAL ESTATE PARTNERS VI.TE.2-NQ L.P.     | -5,925.     |
| BLACKSTONE RGIS CAPITAL PARTNERS V L.P.             | 67,548.     |
| CADENT ENERGY PARTNERS II, L.P.                     | 36,192.     |
| CAPMARK COMMERCIAL REALTY PARTNERS III, LP          | -1,093,168. |
| CARLYLE EUROPE REAL ESTATE PARTNERS II, LP          | 164,195.    |
| CARLYLE REALTY PARTNERS V, LP                       | -656,041.   |
| CARLYLE REALTY PARTNERS V SCOPEL, LP                | 2,702.      |
| CASTANEA PARTNERS FUND II, LP                       | -6,269.     |
| CELERO ENERGY COMPANY, LP                           | 258,356.    |
| CERBERUS PARTNERS, L.P.                             | -3,367,444. |
| CEREP III LP  | -384,904.   |
| CIM FUND III, L.P.                                  | -78,872.    |
| COLONY INVESTORS VIII, L.P.                         | 1,319.      |
| COMPASS DIVERSIFIED HOLDINGS                        | -25.        |
| CRP V AIV, LP                                       | -191,319.   |
| CVI GLOBAL VALUE FUND B L.P.                        | -26,426.    |
| ENDEAVOUR CAPITAL FUND IV, L.P.                     | 61,598.     |
| ENDEAVOUR CAPITAL FUND V L.P.                       | -13,145.    |
| ENDEAVOUR CAPITAL FUND V AIV, L.P.                  | -22,925.    |
| FIA TIMBER PARTNERS SPECIAL SITUATION FUND, L.P.    | 6,923.      |
| FORTRESS INVESTMENT FUND IV (FUND A) L.P.           | -143,955.   |
| FORTRESS INVESTMENT FUND V (COINVESTMENT FUND A) LP | 7,353.      |
| FORTRESS INVESTMENT FUND V (FUND A) L.P.            | 42,162.     |
| GREEN EQUITY INVESTORS V, L.P.                      | 83,548.     |
| H&F ASTRO AIV, L.P.                                 | 332,334.    |
| H&F BREWER AIV, L.P.                                | 59,302.     |
| H&F CAYMAN AIV I, L.P.                              | 161,211.    |

ATTACHMENT 2 (CONT'D)

|   |                    |
|---|--------------------|
| H&F GALAXY AIV, L.P.                              | 4,070.             |
| HELLMAN & FRIEDMAN CAPITAL PARTNERS V, L.P.       | -3,717.            |
| HFCP VI AIV, L.P.                                 | 80,095.            |
| HFCP VI DOMESTIC AIV, LP                          | -19,833.           |
| H.I.G CAPITAL PARTNERS III, L.P.                  | 244,022.           |
| H.I.G. CAPITAL PARTNERS IV, L.P.                  | 20,712.            |
| INSIGHT VENTURE PARTNERS V, LP                    | 51,476.            |
| JLL PARTNERS FUND V AIF I, L.P.                   | -117,096.          |
| KAYNE ANDERSON ENERGY FUND III (QP) LP            | -63,240.           |
| KAYNE ANDERSON ENERGY FUND IV (QP), L.P.          | -1,018,336.        |
| LIME ROCK PARTNERS IV, L.P.                       | 10,086.            |
| LODH PRIVATE EQUITY-EURO CHOICE III (SCOTLAND) LP | 71.                |
| LR4 AIV, L.P.                                     | -12,716.           |
| NATURAL GAS PARTNERS IX, L.P.                     | -255,636.          |
| NATURAL GAS PARTNERS VIII, L.P.                   | 861,009.           |
| NEWBRIDGE ASIA IV, LP                             | 154,258.           |
| NGP MIDSTREAM & RESOURCES, L.P.                   | -367,449.          |
| OCH-ZIFF REAL ESTATE TE FUND, L.P.                | -13,115.           |
| OCM OPPORTUNITIES FUND VI AIF (DELAWARE), L.P.    | 2,328.             |
| OCM OPPORTUNITIES FUND VI, LP                     | -2,880.            |
| PERTECH BERMUDA HOLDINGS, LTD.                    | -383.              |
| PRIVATE ADVISORS COINVESTMENT, L.P.               | -47,933.           |
| THE PRIVATVARDE FUND, LP                          | 762.               |
| RIVA CAPITAL PARTNERS, LP                         | 24,375.            |
| SABINE INC LIQUIDATING TRUST                      | -276.              |
| TCW/CRESCENT MEZZANINE PARTNERS III, L.P.         | 2.                 |
| TCW/CRESCENT MEZZANINE PARTNERS V, L.P.           | 60,439.            |
| TPG ASIA V, L.P.                                  | -45.               |
| TRIDENT III, LP                                   | 43,733.            |
| TRIDENT IV, LP                                    | 139,624.           |
| THE VARDE FUND IX, LP                             | 266.               |
| THE VARDE FUND VIII, L.P.                         | 28.                |
| VS + A COMMUNICATIONS PARTNERS II, LP             | -143,974.          |
| WESTBROOK REAL ESTATE FUND VII, L.P.              | -677,105.          |
| WESTBROOK REAL ESTATE FUND VIII, LP               | 3,186.             |
| INCOME (LOSS) FROM PARTNERSHIPS                   | <u>-5,956,241.</u> |



FORM 990T - PART II - LINE 28 - TOTAL OTHER DEDUCTIONS

|   |                   |
|---|-------------------|
| ACCOUNTING FEES                           | 192,841.          |
| OCCUPANCY                                 | 4,470.            |
| TRAVEL                                    | 216.              |
| PRINTING AND PUBLICATIONS                 | 449.              |
| OUTSIDE SERVICES                          | 161,317.          |
| OTHER EXPENSES                            | 42,363.           |
| OTHER LIMITED PARTNERSHIP DEDUCTIONS K-1S | 5,448,065.        |
| PART II - LINE 28 - OTHER DEDUCTIONS      | <u>5,849,721.</u> |

SCHD. K, FORM 990-T, COMPENSATION OF OFFICERS, DIRECTORS, & TRUSTEES

| <u>NAME AND ADDRESS</u>   | <u>TITLE</u>                | <u>BUSINESS<br/>PERCENT</u> | <u>COMPENSATION</u> |
|---|-----------------------------|-----------------------------|---------------------|
| LOUISE BRYSON<br>1200 GETTY CENTER DRIVE, SUITE 401<br>LOS ANGELES, CA 90049  | TRUSTEE - PRTL YR           | 0.                          | 0.                  |
| STEVEN ALGERT<br>1200 GETTY CENTER DRIVE, SUITE 401<br>LOS ANGELES, CA 90049  | MNG. DIR & ASS'T TREAS.     | 12.798816                   | 42,735.             |
| BENJAMIN LIOU<br>1200 GETTY CENTER DRIVE, SUITE 401<br>LOS ANGELES, CA 90049  | MANAGING DIR., ASST. TREAS. | 28.127021                   | 94,233.             |
| JAMES WILLIAMS<br>1200 GETTY CENTER DRIVE, SUITE 401<br>LOS ANGELES, CA 90049 | VP, TREASURER AND CIO       | 4.719900                    | 48,105.             |
| TOTAL COMPENSATION  |                             |                             | <u>185,073.</u>     |

# Capital Gains and Losses

# 2009

▶ **Attach to Form 1041, Form 5227, or Form 990-T. See the instructions for Schedule D (Form 1041) (also for Form 5227 or Form 990-T, if applicable).**

Name of estate or trust

THE J. PAUL GETTY TRUST

Employer identification number

95-1790021

**Note:** Form 5227 filers need to complete *only* Parts I and II.

**Part I Short-Term Capital Gains and Losses - Assets Held One Year or Less**

| (a) Description of property<br>(Example: 100 shares 7% preferred of "Z" Co.) | (b) Date acquired<br>(mo., day, yr.) | (c) Date sold<br>(mo., day, yr.) | (d) Sales price | (e) Cost or other basis<br>(see page 4 of the instructions) | (f) Gain or (loss) for the entire year<br>Subtract (e) from (d) |
|--|--------------------------------------|----------------------------------|-----------------|---|---|
| <b>1a</b>  |                                      |                                  |                 |   |   |
|  |                                      |                                  |                 |   |   |
|  |                                      |                                  |                 |   |   |
|  |                                      |                                  |                 |   |   |
|  |                                      |                                  |                 |   |   |

|  |           |                |
|--|-----------|----------------|
| <b>b</b> Enter the short-term gain or (loss), if any, from Schedule D-1, line 1b . . . . .   | <b>1b</b> |                |
| <b>2</b> Short-term capital gain or (loss) from Forms 4684, 6252, 6781, and 8824 . . . . .   | <b>2</b>  |                |
| <b>3</b> Net short-term gain or (loss) from partnerships, S corporations, and other estates or trusts . . . . .  | <b>3</b>  | 111,630.00     |
| <b>4</b> Short-term capital loss carryover. Enter the amount, if any, from line 9 of the 2008 Capital Loss Carryover Worksheet . . . . .               | <b>4</b>  | ( 111,630.00 ) |
| <b>5</b> <b>Net short-term gain or (loss).</b> Combine lines 1a through 4 in column (f). Enter here and on line 13, column (3) on the back . . . . . ▶ | <b>5</b>  |                |

**Part II Long-Term Capital Gains and Losses - Assets Held More Than One Year**

| (a) Description of property<br>(Example: 100 shares 7% preferred of "Z" Co.) | (b) Date acquired<br>(mo., day, yr.) | (c) Date sold<br>(mo., day, yr.) | (d) Sales price | (e) Cost or other basis<br>(see page 4 of the instructions) | (f) Gain or (loss) for the entire year<br>Subtract (e) from (d) |
|--|--------------------------------------|----------------------------------|-----------------|---|---|
| <b>6a</b>  |                                      |                                  |                 |   |   |
|  |                                      |                                  |                 |   |   |
|  |                                      |                                  |                 |   |   |
|  |                                      |                                  |                 |   |   |
|  |                                      |                                  |                 |   |   |

|  |           |            |
|--|-----------|------------|
| <b>b</b> Enter the long-term gain or (loss), if any, from Schedule D-1, line 6b . . . . .  | <b>6b</b> |            |
| <b>7</b> Long-term capital gain or (loss) from Forms 2439, 4684, 6252, 6781, and 8824 . . . . .  | <b>7</b>  |            |
| <b>8</b> Net long-term gain or (loss) from partnerships, S corporations, and other estates or trusts . . . . .   | <b>8</b>  | 452,565.00 |
| <b>9</b> Capital gain distributions . . . . .  | <b>9</b>  |            |
| <b>10</b> Gain from Form 4797, Part I . . . . .  | <b>10</b> |            |
| <b>11</b> Long-term capital loss carryover. Enter the amount, if any, from line 14 of the 2008 Capital Loss Carryover Worksheet . . . . .                | <b>11</b> | ( 0.00 )   |
| <b>12</b> <b>Net long-term gain or (loss).</b> Combine lines 6a through 11 in column (f). Enter here and on line 14a, column (3) on the back . . . . . ▶ | <b>12</b> | 452,565.00 |

| <b>Part III Summary of Parts I and II</b>                          |  | (1) Beneficiaries' (see page 5) | (2) Estate's or trust's | (3) Total  |
|--|--|---------------------------------|-------------------------|------------|
| <b>Caution: Read the instructions before completing this part.</b> |  |                                 |                         |            |
| <b>13</b>  | <b>Net short-term gain or (loss)</b> . . . . .                         | <b>13</b>                       | 0.00                    | 0.00       |
| <b>14</b>  | <b>Net long-term gain or (loss):</b>                                   |                                 |                         |            |
| <b>a</b>   | Total for year . . . . .   | <b>14a</b>                      | 452,565.00              | 452,565.00 |
| <b>b</b>   | Unrecaptured section 1250 gain (see line 18 of the wrkshet.) . . . . . | <b>14b</b>                      |                         |            |
| <b>c</b>   | 28% rate gain . . . . .  | <b>14c</b>                      |                         |            |
| <b>15</b>  | <b>Total net gain or (loss).</b> Combine lines 13 and 14 . . . . . ▶   | <b>15</b>                       | 452,565.00              | 452,565.00 |

**Note:** If line 15, column (3), is a net gain, enter the gain on Form 1041, line 4 (or Form 990-T, Part I, line 4a). If lines 14a and 15, column (2), are net gains, go to Part V, and do not complete Part IV. If line 15, column (3), is a net loss, complete Part IV and the **Capital Loss Carryover Worksheet**, as necessary.

| <b>Part IV Capital Loss Limitation</b> |  |                    |
|--|--|--------------------|
| <b>16</b>                              | Enter here and enter as a (loss) on Form 1041, line 4 (or Form 990-T, Part I, line 4c, if a trust), the <b>smaller</b> of:<br><b>a</b> The loss on line 15, column (3) <b>or b</b> \$3,000 . . . . . | <b>16</b> ( 0.00 ) |

**Note:** If the loss on line 15, column (3), is more than \$3,000, **or** if Form 1041, page 1, line 22 (or Form 990-T, line 34), is a loss, complete the **Capital Loss Carryover Worksheet** on page 7 of the instructions to figure your capital loss carryover.

**Part V Tax Computation Using Maximum Capital Gains Rates**

**Form 1041 filers.** Complete this part **only** if both lines 14a and 15 in column (2) are gains, or an amount is entered in Part I or Part II and there is an entry on Form 1041, line 2b(2), **and** Form 1041, line 22, is more than zero.

**Caution:** Skip this part and complete the worksheet on page 8 of the instructions if:

- Either line 14b, col. (2) or line 14c, col. (2) is more than zero, or
- Both Form 1041, line 2b(1), and Form 4952, line 4g are more than zero.

**Form 990-T trusts.** Complete this part **only** if both lines 14a and 15 are gains, or qualified dividends are included in income in Part I of Form 990-T, **and** Form 990-T, line 34, is more than zero. Skip this part and complete the worksheet on page 8 of the instructions if either line 14b, col. (2) or line 14c, col. (2) is more than zero.

|           |  |           |  |
|-----------|--|-----------|--|
| <b>17</b> | Enter taxable income from Form 1041, line 22 (or Form 990-T, line 34) . . . . .  | <b>17</b> |  |
| <b>18</b> | Enter the <b>smaller</b> of line 14a or 15 in column (2) but not less than zero . . . . .  | <b>18</b> |  |
| <b>19</b> | Enter the estate's or trust's qualified dividends from Form 1041, line 2b(2) (or enter the qualified dividends included in income in Part I of Form 990-T) . . . . .   | <b>19</b> |  |
| <b>20</b> | Add lines 18 and 19 . . . . .  | <b>20</b> |  |
| <b>21</b> | If the estate or trust is filing Form 4952, enter the amount from line 4g; otherwise, enter -0- . . . . . ▶  | <b>21</b> |  |
| <b>22</b> | Subtract line 21 from line 20. If zero or less, enter -0- . . . . .  | <b>22</b> |  |
| <b>23</b> | Subtract line 22 from line 17. If zero or less, enter -0- . . . . .  | <b>23</b> |  |
| <b>24</b> | Enter the <b>smaller</b> of the amount on line 17 or \$2,300 . . . . .   | <b>24</b> |  |
| <b>25</b> | Is the amount on line 23 equal to or more than the amount on line 24?<br><input type="checkbox"/> <b>Yes.</b> Skip lines 25 and 26; go to line 27 and check the "No" box.<br><input type="checkbox"/> <b>No.</b> Enter the amount from line 23 . . . . . | <b>25</b> |  |
| <b>26</b> | Subtract line 25 from line 24 . . . . .  | <b>26</b> |  |
| <b>27</b> | Are the amounts on lines 22 and 26 the same?<br><input type="checkbox"/> <b>Yes.</b> Skip lines 27 thru 30; go to line 31. <input type="checkbox"/> <b>No.</b> Enter the <b>smaller</b> of line 17 or line 22 . . . . .                                  | <b>27</b> |  |
| <b>28</b> | Enter the amount from line 26 (If line 26 is blank, enter -0-) . . . . .   | <b>28</b> |  |
| <b>29</b> | Subtract line 28 from line 27 . . . . .  | <b>29</b> |  |
| <b>30</b> | Multiply line 29 by 15% (.15) . . . . .  | <b>30</b> |  |
| <b>31</b> | Figure the tax on the amount on line 23. Use the 2009 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041) . . . . .   | <b>31</b> |  |
| <b>32</b> | Add lines 30 and 31 . . . . .  | <b>32</b> |  |
| <b>33</b> | Figure the tax on the amount on line 17. Use the 2009 Tax Rate Schedule for Estates and Trusts (see the Schedule G instructions in the instructions for Form 1041) . . . . .   | <b>33</b> |  |
| <b>34</b> | <b>Tax on all taxable income.</b> Enter the <b>smaller</b> of line 32 or line 33 here and on Form 1041, Schedule G, line 1a (or Form 990-T, line 36) . . . . .   | <b>34</b> |  |

Sales of Business Property
(Also Involuntary Conversions and Recapture Amounts
Under Sections 179 and 280F(b)(2))

Attach to your tax return. See separate instructions.

Name(s) shown on return

Identifying number

THE J. PAUL GETTY TRUST

95-1790021

1 Enter the gross proceeds from sales or exchanges reported to you for 2009 on Form(s) 1099-B or 1099-S (or substitute statement) that you are including on line 2, 10, or 20 (see instructions).

1

Part I Sales or Exchanges of Property Used in a Trade or Business and Involuntary Conversions From Other Than Casualty or Theft - Most Property Held More Than 1 Year (see instructions)

Table with 7 columns: (a) Description of property, (b) Date acquired, (c) Date sold, (d) Gross sales price, (e) Depreciation allowed, (f) Cost or other basis, (g) Gain or (loss). Row 1: FROM PARTNERSHIP K-1S, -225,601.00

3 Gain, if any, from Form 4684, line 43

3

4 Section 1231 gain from installment sales from Form 6252, line 26 or 37

4

5 Section 1231 gain or (loss) from like-kind exchanges from Form 8824

5

6 Gain, if any, from line 32, from other than casualty or theft

6

7 Combine lines 2 through 6. Enter the gain or (loss) here and on the appropriate line as follows:

7

-225,601.00

Partnerships (except electing large partnerships) and S corporations. Report the gain or (loss) following the instructions for Form 1065, Schedule K, line 10, or Form 1120S, Schedule K, line 9. Skip lines 8, 9, 11, and 12 below.

Individuals, partners, S corporation shareholders, and all others. If line 7 is zero or a loss, enter the amount from line 7 on line 11 below and skip lines 8 and 9. If line 7 is a gain and you did not have any prior year section 1231 losses, or they were recaptured in an earlier year, enter the gain from line 7 as a long-term capital gain on the Schedule D filed with your return and skip lines 8, 9, 11, and 12 below.

8 Nonrecaptured net section 1231 losses from prior years (see instructions)

8

9 Subtract line 8 from line 7. If zero or less, enter -0-. If line 9 is zero, enter the gain from line 7 on line 12 below. If line 9 is more than zero, enter the amount from line 8 on line 12 below and enter the gain from line 9 as a long-term capital gain on the Schedule D filed with your return (see instructions)

9

Part II Ordinary Gains and Losses (see instructions)

10 Ordinary gains and losses not included on lines 11 through 16 (include property held 1 year or less):

Table with 7 columns: (a) Description of property, (b) Date acquired, (c) Date sold, (d) Gross sales price, (e) Depreciation allowed, (f) Cost or other basis, (g) Gain or (loss). Rows 11-17

11 Loss, if any, from line 7

11

( 225,601.00 )

12 Gain, if any, from line 7 or amount from line 8, if applicable

12

13 Gain, if any, from line 31

13

14 Net gain or (loss) from Form 4684, lines 35 and 42a

14

15 Ordinary gain from installment sales from Form 6252, line 25 or 36

15

16 Ordinary gain or (loss) from like-kind exchanges from Form 8824

16

17 Combine lines 10 through 16

17

-225,601.00

18 For all except individual returns, enter the amount from line 17 on the appropriate line of your return and skip lines a and b below. For individual returns, complete lines a and b below:

a If the loss on line 11 includes a loss from Form 4684, line 39, column (b)(ii), enter that part of the loss here. Enter the part of the loss from income-producing property on Schedule A (Form 1040), line 28, and the part of the loss from property used as an employee on Schedule A (Form 1040), line 23. Identify as from "Form 4797, line 18a." See instructions

18a

b Redetermine the gain or (loss) on line 17 excluding the loss, if any, on line 18a. Enter here and on Form 1040, line 14.

18b

For Paperwork Reduction Act Notice, see separate instructions.

**Part III Gain From Disposition of Property Under Sections 1245, 1250, 1252, 1254, and 1255**  
(see instructions)

| 19 (a) Description of section 1245, 1250, 1252, 1254, or 1255 property:   |   | (b) Date acquired<br>(mo., day, yr.) | (c) Date sold<br>(mo., day, yr.) |            |            |
|---|---|--------------------------------------|----------------------------------|------------|------------|
| A   |   |                                      |                                  |            |            |
| B   |   |                                      |                                  |            |            |
| C   |   |                                      |                                  |            |            |
| D   |   |                                      |                                  |            |            |
| These columns relate to the properties on lines 19A through 19D. ▶  |   | Property A                           | Property B                       | Property C | Property D |
| 20  | Gross sales price (Note: See line 1 before completing.)   | 20                                   |                                  |            |            |
| 21  | Cost or other basis plus expense of sale . . . . .  | 21                                   |                                  |            |            |
| 22  | Depreciation (or depletion) allowed or allowable . . . . .  | 22                                   |                                  |            |            |
| 23  | Adjusted basis. Subtract line 22 from line 21 . . . . .   | 23                                   |                                  |            |            |
| 24  | Total gain. Subtract line 23 from line 20 . . . . .   | 24                                   |                                  |            |            |
| <b>25 If section 1245 property:</b>   |   |                                      |                                  |            |            |
| a   | Depreciation allowed or allowable from line 22 . . . . .  | 25a                                  |                                  |            |            |
| b   | Enter the smaller of line 24 or 25a . . . . .   | 25b                                  |                                  |            |            |
| <b>26 If section 1250 property:</b> If straight line depreciation was used, enter -0- on line 26g, except for a corporation subject to section 291.                                       |   |                                      |                                  |            |            |
| a   | Additional depreciation after 1975 (see instructions).  | 26a                                  |                                  |            |            |
| b   | Applicable percentage multiplied by the smaller of line 24 or line 26a (see instructions).  | 26b                                  |                                  |            |            |
| c   | Subtract line 26a from line 24. If residential rental property or line 24 is not more than line 26a, skip lines 26d and 26e.  | 26c                                  |                                  |            |            |
| d   | Additional depreciation after 1969 and before 1976.   | 26d                                  |                                  |            |            |
| e   | Enter the smaller of line 26c or 26d.   | 26e                                  |                                  |            |            |
| f   | Section 291 amount (corporations only).   | 26f                                  |                                  |            |            |
| g   | Add lines 26b, 26e, and 26f . . . . .   | 26g                                  |                                  |            |            |
| <b>27 If section 1252 property:</b> Skip this section if you did not dispose of farmland or if this form is being completed for a partnership (other than an electing large partnership). |   |                                      |                                  |            |            |
| a   | Soil, water, and land clearing expenses . . . . .   | 27a                                  |                                  |            |            |
| b   | Line 27a multiplied by applicable percentage (see instructions) . . . . .   | 27b                                  |                                  |            |            |
| c   | Enter the smaller of line 24 or 27b . . . . .   | 27c                                  |                                  |            |            |
| <b>28 If section 1254 property:</b>   |   |                                      |                                  |            |            |
| a   | Intangible drilling and development costs, expenditures for development of mines and other natural deposits, mining exploration costs, and depletion (see instructions) . . . . . | 28a                                  |                                  |            |            |
| b   | Enter the smaller of line 24 or 28a . . . . .   | 28b                                  |                                  |            |            |
| <b>29 If section 1255 property:</b>   |   |                                      |                                  |            |            |
| a   | Applicable percentage of payments excluded from income under section 126 (see instructions) . . . . .   | 29a                                  |                                  |            |            |
| b   | Enter the smaller of line 24 or 29a (see instructions).   | 29b                                  |                                  |            |            |

**Summary of Part III Gains.** Complete property columns A through D through line 29b before going to line 30.

|    |   |    |  |
|----|---|----|--|
| 30 | Total gains for all properties. Add property columns A through D, line 24 . . . . .   | 30 |  |
| 31 | Add property columns A through D, lines 25b, 26g, 27c, 28b, and 29b. Enter here and on line 13 . . . . .  | 31 |  |
| 32 | Subtract line 31 from line 30. Enter the portion from casualty or theft on Form 4684, line 37. Enter the portion from other than casualty or theft on Form 4797, line 6 . . . . . | 32 |  |

**Part IV Recapture Amounts Under Sections 179 and 280F(b)(2) When Business Use Drops to 50% or Less**  
(see instructions)

|    |   | (a) Section 179 | (b) Section 280F(b)(2) |
|----|---|-----------------|------------------------|
| 33 | Section 179 expense deduction or depreciation allowable in prior years . . . . .                    | 33              |                        |
| 34 | Recomputed depreciation (see instructions) . . . . .  | 34              |                        |
| 35 | Recapture amount. Subtract line 34 from line 33. See the instructions for where to report . . . . . | 35              |                        |

**SCHEDULE I  
(Form 1041)**

**Alternative Minimum Tax - Estates and Trusts**

OMB No. 1545-0092

Department of the Treasury  
Internal Revenue Service

▶ **Attach to Form 1041. See the separate instructions  
for Schedule I (Form 1041).**

**2009**

Name of estate or trust

Employer identification number

THE J. PAUL GETTY TRUST

95-1790021

**Part I Estate's or Trust's Share of Alternative Minimum Taxable Income**

|  |  |    |                |
|--|--|----|----------------|
| 1  | Adjusted total income or (loss) (from Form 1041, line 17)  | 1  | -12,117,799.00 |
| 2  | Interest   | 2  |                |
| 3  | Taxes  | 3  | 24,887.00      |
| 4  | Miscellaneous itemized deductions (from Form 1041, line 15b)   | 4  |                |
| 5  | Refund of taxes  | 5  | ( )            |
| 6  | Depletion (difference between regular tax and AMT)   | 6  | 0.00           |
| 7  | Net operating loss deduction. Enter as a positive amount   | 7  |                |
| 8  | Interest from specified private activity bonds exempt from the regular tax                           | 8  |                |
| 9  | Qualified small business stock (see page 2 of the instructions)                                      | 9  |                |
| 10   | Exercise of incentive stock options (excess of AMT income over regular tax income)                   | 10 |                |
| 11   | Other estates and trusts (amount from Schedule K-1 (Form 1041), box 12, code A)                      | 11 |                |
| 12   | Electing large partnerships (amount from Schedule K-1 (Form 1065-B), box 6)                          | 12 |                |
| 13   | Disposition of property (difference between AMT and regular tax gain or loss)                        | 13 | -1,400.00      |
| 14   | Depreciation on assets placed in service after 1986 (difference between regular tax and AMT)         | 14 | 13,182.00      |
| 15   | Passive activities (difference between AMT and regular tax income or loss)                           | 15 |                |
| 16   | Loss limitations (difference between AMT and regular tax income or loss)                             | 16 |                |
| 17   | Circulation costs (difference between regular tax and AMT)   | 17 |                |
| 18   | Long-term contracts (difference between AMT and regular tax income)                                  | 18 |                |
| 19   | Mining costs (difference between regular tax and AMT)  | 19 |                |
| 20   | Research and experimental costs (difference between regular tax and AMT)                             | 20 |                |
| 21   | Income from certain installment sales before January 1, 1987   | 21 | ( )            |
| 22   | Intangible drilling costs preference   | 22 |                |
| 23   | Other adjustments, including income-based related adjustments  | 23 | 137,285.00     |
| 24   | Alternative tax net operating loss deduction (See the instructions for the limitation that applies.) | 24 | ( )            |
| 25   | Adjusted alternative minimum taxable income. Combine lines 1 through 24                              | 25 | -11,943,845.00 |
| <b>Note: Complete Part II below before going to line 26.</b> |  |    |                |
| 26   | Income distribution deduction from Part II, line 44  | 26 |                |
| 27   | Estate tax deduction (from Form 1041, line 19)   | 27 |                |
| 28   | Add lines 26 and 27  | 28 |                |
| 29   | Estate's or trust's share of alternative minimum taxable income. Subtract line 28 from line 25       | 29 | -11,943,845.00 |

If line 29 is:

- \$22,500 or less, stop here and enter -0- on Form 1041, Schedule G, line 1c. The estate or trust is not liable for the alternative minimum tax.
- Over \$22,500, but less than \$165,000, go to line 45.
- \$165,000 or more, enter the amount from line 29 on line 51 and go to line 52.

**Part II Income Distribution Deduction on a Minimum Tax Basis**

|    |   |    |     |
|----|---|----|-----|
| 30 | Adjusted alternative minimum taxable income (see page 6 of the instructions)  | 30 |     |
| 31 | Adjusted tax-exempt interest (other than amounts included on line 8)  | 31 |     |
| 32 | Total net gain from Schedule D (Form 1041), line 15, column (1). If a loss, enter -0-   | 32 |     |
| 33 | Capital gains for the tax year allocated to corpus and paid or permanently set aside for charitable purposes (from Form 1041, Schedule A, line 4) | 33 |     |
| 34 | Capital gains paid or permanently set aside for charitable purposes from gross income (see page 6 of the instructions)                            | 34 |     |
| 35 | Capital gains computed on a minimum tax basis included on line 25   | 35 | ( ) |
| 36 | Capital losses computed on a minimum tax basis included on line 25. Enter as a positive amount  | 36 |     |
| 37 | Distributable net alternative minimum taxable income (DNAMTI). Combine lines 30 through 36. If zero or less, enter -0-                            | 37 |     |
| 38 | Income required to be distributed currently (from Form 1041, Schedule B, line 9)  | 38 |     |
| 39 | Other amounts paid, credited, or otherwise required to be distributed (from Form 1041, Schedule B, line 10)                                       | 39 |     |
| 40 | Total distributions. Add lines 38 and 39  | 40 |     |
| 41 | Tax-exempt income included on line 40 (other than amounts included on line 8)   | 41 |     |
| 42 | Tentative income distribution deduction on a minimum tax basis. Subtract line 41 from line 40   | 42 |     |

For Privacy Act and Paperwork Reduction Act Notice, see the Instructions for Form 1041.

Schedule I (From 1041) (2009)

**Part II Income Distribution Deduction on a Minimum Tax Basis (continued)**

|    |   |    |      |
|----|---|----|------|
| 43 | Tentative income distribution deduction on a minimum tax basis. Subtract line 31 from line 37. If zero or less, enter -0- | 43 | NONE |
| 44 | Income distribution deduction on a minimum tax basis. Enter the smaller of line 42 or line 43. Enter here and on line 26  | 44 |      |

**Part III Alternative Minimum Tax**

|    |  |    |                |
|----|--|----|----------------|
| 45 | Exemption amount   | 45 | \$22,500.00    |
| 46 | Enter the amount from line 29  | 46 | -11,943,845.00 |
| 47 | Phase-out of exemption amount  | 47 | \$75,000.00    |
| 48 | Subtract line 47 from line 46. If zero or less, enter -0-  | 48 | NONE           |
| 49 | Multiply line 48 by 25% (.25)  | 49 | NONE           |
| 50 | Subtract line 49 from line 45. If zero or less, enter -0-  | 50 | 22,500.00      |
| 51 | Subtract line 50 from line 46  | 51 | -11,966,345.00 |
| 52 | Go to Part IV of Schedule I to figure line 52 if the estate or trust has qualified dividends or has a gain on lines 14a and 15 of column (2) of Schedule D (Form 1041) (as refigured for the AMT, if necessary). Otherwise, if line 51 is -<br><ul style="list-style-type: none"> <li>\$175,000 or less, multiply line 51 by 26% (.26).</li> <li>Over \$175,000, multiply line 51 by 28% (.28) and subtract \$3,500 from the result</li> </ul> | 52 |                |
| 53 | Alternative minimum foreign tax credit (see page 7 of the instructions)  | 53 |                |
| 54 | Tentative minimum tax. Subtract line 53 from line 52   | 54 | NONE           |
| 55 | Enter the tax from Form 1041, Schedule G, line 1a (minus any foreign tax credit from Schedule G, line 2a)  | 55 |                |
| 56 | Alternative minimum tax. Subtract line 55 from line 54. If zero or less, enter -0-. Enter here and on Form 1041, Schedule G, line 1c   | 56 | NONE           |

**Part IV Line 52 Computation Using Maximum Capital Gains Rates**

**Caution:** If you did not complete Part V of Schedule D (Form 1041), the Schedule D Tax Worksheet, or the Qualified Dividends Tax Worksheet, see page 8 of the instructions before completing this part.

|    |  |    |            |
|----|--|----|------------|
| 57 | Enter the amount from line 51  | 57 |            |
| 58 | Enter the amount from Schedule D (Form 1041), line 22, line 13 of the Schedule D Tax Worksheet, or line 4 of the Qualified Dividends Tax Worksheet, whichever applies (as refigured for the AMT, if necessary)   | 58 |            |
| 59 | Enter the amount from Schedule D (Form 1041), line 14b, column (2) (as refigured for the AMT, if necessary). If you did not complete Schedule D for the regular tax or the AMT, enter -0-  | 59 |            |
| 60 | If you did not complete a Schedule D Tax Worksheet for the regular tax or the AMT, enter the amount from line 58. Otherwise, add lines 58 and 59 and enter the <b>smaller</b> of that result or the amount from line 10 of the Schedule D Tax Worksheet (as refigured for the AMT, if necessary)   | 60 |            |
| 61 | Enter the <b>smaller</b> of line 57 or line 60   | 61 |            |
| 62 | Subtract line 61 from line 57  | 62 |            |
| 63 | If line 62 is \$175,000 or less, multiply line 62 by 26% (.26). Otherwise, multiply line 62 by 28% (.28) and subtract \$3,500 from the result  | 63 |            |
| 64 | Maximum amount subject to the 0% rate  | 64 | \$2,300.00 |
| 65 | Enter the amount from line 23 of Schedule D (Form 1041), line 14 of the Schedule D Tax Worksheet, or line 5 of the Qualified Dividends Tax Worksheet on page 27 of the Instructions for Form 1041, whichever applies (as figured for the regular tax). If you did not complete Schedule D or either worksheet for the regular tax, enter -0- | 65 |            |
| 66 | Subtract line 65 from line 64. If zero or less, enter -0-  | 66 |            |
| 67 | Enter the <b>smaller</b> of line 57 or line 58   | 67 |            |
| 68 | Enter the <b>smaller</b> of line 66 or line 67   | 68 |            |
| 69 | Subtract line 68 from line 67  | 69 |            |
| 70 | Multiply line 69 by 15% (.15).<br><b>If line 59 is zero or blank, skip lines 71 and 72 and go to line 73. Otherwise, go to line 71.</b>  | 70 |            |
| 71 | Subtract line 67 from line 61  | 71 |            |
| 72 | Multiply line 71 by 25% (.25)  | 72 |            |
| 73 | Add lines 63, 70, and 72   | 73 |            |
| 74 | If line 57 is \$175,000 or less, multiply line 57 by 26% (.26). Otherwise, multiply line 57 by 28% (.28) and subtract \$3,500 from the result  | 74 |            |
| 75 | Enter the <b>smaller</b> of line 73 or line 74 here and on line 52   | 75 |            |



# Depreciation and Amortization

## (Including Information on Listed Property)

Department of the Treasury  
Internal Revenue Service (99)

▶ See separate instructions.

▶ Attach to your tax return.

Attachment  
Sequence No. **67**

Name(s) shown on return

Business or activity to which this form relates

Identifying number

THE J. PAUL GETTY TRUST

95-1790021

### Part I Election To Expense Certain Property Under Section 179

**Note:** If you have any listed property, complete Part V before you complete Part I.

|   |            |            |
|---|------------|------------|
| 1 Maximum amount. See the instructions for a higher limit for certain businesses . . . . .  | 1          | \$250,000  |
| 2 Total cost of section 179 property placed in service (see instructions). . . . .  | 2          |            |
| 3 Threshold cost of section 179 property before reduction in limitation (see instructions). . . . .   | 3          | \$800,000  |
| 4 Reduction in limitation. Subtract line 3 from line 2. If zero or less, enter -0- . . . . .  | 4          |            |
| 5 Dollar limitation for tax year. Subtract line 4 from line 1. If zero or less, enter -0-. If married filing separately, see instructions . . . . . | 5          |            |
| <b>6</b>  | <b>(a)</b> | <b>(b)</b> |
| 7   | 7          | 8          |
| 7 Listed property. Enter the amount from line 29 . . . . .  | 7          |            |
| 8 Total elected cost of section 179 property. Add amounts in column (c), lines 6 and 7 . . . . .  | 8          |            |
| 9 Tentative deduction. Enter the <b>smaller</b> of line 5 or line 8 . . . . .   | 9          |            |
| 10 Carryover of disallowed deduction from line 13 of your 2008 Form 4562 . . . . .  | 10         |            |
| 11 Business income limitation. Enter the smaller of business income (not less than zero) or line 5 (see instructions) . . . . .                     | 11         |            |
| 12 Section 179 expense deduction. Add lines 9 and 10, but do not enter more than line 11 . . . . .  | 12         |            |
| 13 Carryover of disallowed deduction to 2010. Add lines 9 and 10, less line 12 . . . ▶  | 13         |            |

**Note:** Do not use Part II or Part III below for listed property. Instead, use Part V.

### Part II Special Depreciation Allowance and Other Depreciation (Do not include listed property.) (See instructions.)

|  |    |           |
|--|----|-----------|
| 14 Special depreciation allowance for qualified property (other than listed property) placed in service during the tax year (see instructions) . . . . . | 14 |           |
| 15 Property subject to section 168(f)(1) election . . . . .  | 15 |           |
| 16 Other depreciation (including ACRS) . . . . .   | 16 | 18,269.00 |

### Part III MACRS Depreciation (Do not include listed property.) (See instructions.)

#### Section A

|  |    |  |
|--|----|--|
| 17 MACRS deductions for assets placed in service in tax years beginning before 2009 . . . . .  | 17 |  |
| 18 If you are electing to group any assets placed in service during the tax year into one or more general asset accounts, check here . . . . . ▶ |    |  |

#### Section B - Assets Placed in Service During 2009 Tax Year Using the General Depreciation System

| (a) Classification of property | (b) Month and year placed in service | (c) Basis for depreciation (business/investment use only - see instructions) | (d) Recovery period | (e) Convention | (f) Method | (g) Depreciation deduction |
|--------------------------------|--------------------------------------|--|---------------------|----------------|------------|----------------------------|
| 19a 3-year property            |                                      |  |                     |                |            |                            |
| b 5-year property              |                                      |  |                     |                |            |                            |
| c 7-year property              |                                      |  |                     |                |            |                            |
| d 10-year property             |                                      |  |                     |                |            |                            |
| e 15-year property             |                                      |  |                     |                |            |                            |
| f 20-year property             |                                      |  |                     |                |            |                            |
| g 25-year property             |                                      |  | 25 yrs.             |                | S/L        |                            |
| h Residential rental property  |                                      |  | 27.5 yrs.           | MM             | S/L        |                            |
| i Nonresidential real property |                                      |  | 27.5 yrs.           | MM             | S/L        |                            |
|                                |                                      |  | 39 yrs.             | MM             | S/L        |                            |

#### Section C - Assets Placed in Service During 2009 Tax Year Using the Alternative Depreciation System

|                |  |  |         |    |     |  |
|----------------|--|--|---------|----|-----|--|
| 20a Class life |  |  |         |    | S/L |  |
| b 12-year      |  |  | 12 yrs. |    | S/L |  |
| c 40-year      |  |  | 40 yrs. | MM | S/L |  |

### Part IV Summary (See instructions.)

|  |    |           |
|--|----|-----------|
| 21 Listed property. Enter amount from line 28 . . . . .  | 21 |           |
| 22 <b>Total.</b> Add amounts from line 12, lines 14 through 17, lines 19 and 20 in column (g), and line 21. Enter here and on the appropriate lines of your return. Partnerships and S corporations - see instructions . . . . . | 22 | 18,269.00 |
| 23 For assets shown above and placed in service during the current year, enter the portion of the basis attributable to section 263A costs . . . . .   | 23 |           |

For Paperwork Reduction Act Notice, see separate instructions.

**Part V Listed Property** (Include automobiles, certain other vehicles, cellular telephones, certain computers, and property used for entertainment, recreation, or amusement.)

**Note:** For any vehicle for which you are using the standard mileage rate or deducting lease expense, complete **only 24a, 24b, columns (a) through (c) of Section A, all of Section B, and Section C** if applicable.

**Section A - Depreciation and Other Information (Caution: See the instructions for limits for passenger automobiles.)**

| <b>24a</b> Do you have evidence to support the business/investment use claimed?  |                               | <input type="checkbox"/> Yes               | <input type="checkbox"/> No | <b>24b</b> If "Yes," is the evidence written?                |                        | <input type="checkbox"/> Yes | <input type="checkbox"/> No   |                                 |
|--|-------------------------------|--|-----------------------------|--|------------------------|------------------------------|-------------------------------|---------------------------------|
| (a)<br>Type of property (list vehicles first)  | (b)<br>Date placed in service | (c)<br>Business/ investment use percentage | (d)<br>Cost or other basis  | (e)<br>Basis for depreciation (business/investment use only) | (f)<br>Recovery period | (g)<br>Method/ Convention    | (h)<br>Depreciation deduction | (i)<br>Elected section 179 cost |
| <b>25</b> Special depreciation allowance for qualified listed property placed in service during the tax year and used more than 50% in a qualified business use (see instructions) . . . . . |                               |  |                             |  |                        |                              | <b>25</b>                     |                                 |
| <b>26</b> Property used more than 50% in a qualified business use:   |                               |  |                             |  |                        |                              |                               |                                 |
|  |                               | %  |                             |  |                        |                              |                               |                                 |
|  |                               | %  |                             |  |                        |                              |                               |                                 |
|  |                               | %  |                             |  |                        |                              |                               |                                 |
| <b>27</b> Property used 50% or less in a qualified business use:   |                               |  |                             |  |                        |                              |                               |                                 |
|  |                               | %  |                             |  |                        | S/L -                        |                               |                                 |
|  |                               | %  |                             |  |                        | S/L -                        |                               |                                 |
|  |                               | %  |                             |  |                        | S/L -                        |                               |                                 |
| <b>28</b> Add amounts in column (h), lines 25 through 27. Enter here and on line 21, page 1 . . . . .  |                               |  |                             |  |                        |                              | <b>28</b>                     |                                 |
| <b>29</b> Add amounts in column (i), line 26. Enter here and on line 7, page 1 . . . . .   |                               |  |                             |  |                        |                              |                               | <b>29</b>                       |

**Section B - Information on Use of Vehicles**

Complete this section for vehicles used by a sole proprietor, partner, or other "more than 5% owner," or related person. If you provided vehicles to your employees, first answer the questions in Section C to see if you meet an exception to completing this section for those vehicles.

|   | (a)<br>Vehicle 1 |    | (b)<br>Vehicle 2 |    | (c)<br>Vehicle 3 |    | (d)<br>Vehicle 4 |    | (e)<br>Vehicle 5 |    | (f)<br>Vehicle 6 |    |
|---|------------------|----|------------------|----|------------------|----|------------------|----|------------------|----|------------------|----|
| <b>30</b> Total business/investment miles driven during the year (do not include commuting miles) . . . . . |                  |    |                  |    |                  |    |                  |    |                  |    |                  |    |
| <b>31</b> Total commuting miles driven during the year . . . . .  |                  |    |                  |    |                  |    |                  |    |                  |    |                  |    |
| <b>32</b> Total other personal (noncommuting) miles driven . . . . .  |                  |    |                  |    |                  |    |                  |    |                  |    |                  |    |
| <b>33</b> Total miles driven during the year. Add lines 30 through 32 . . . . .                             |                  |    |                  |    |                  |    |                  |    |                  |    |                  |    |
| <b>34</b> Was the vehicle available for personal use during off-duty hours? . . . . .                       | Yes              | No | Yes              | No | Yes              | No | Yes              | No | Yes              | No | Yes              | No |
|   |                  |    |                  |    |                  |    |                  |    |                  |    |                  |    |
| <b>35</b> Was the vehicle used primarily by a more than 5% owner or related person?                         |                  |    |                  |    |                  |    |                  |    |                  |    |                  |    |
| <b>36</b> Is another vehicle available for personal use? . . . . .  |                  |    |                  |    |                  |    |                  |    |                  |    |                  |    |

**Section C - Questions for Employers Who Provide Vehicles for Use by Their Employees**

Answer these questions to determine if you meet an exception to completing Section B for vehicles used by employees who are not more than 5% owners or related persons (see instructions).

|  |            |           |
|--|------------|-----------|
| <b>37</b> Do you maintain a written policy statement that prohibits all personal use of vehicles, including commuting, by your employees? . . . . .  | <b>Yes</b> | <b>No</b> |
| <b>38</b> Do you maintain a written policy statement that prohibits personal use of vehicles, except commuting, by your employees? See the instructions for vehicles used by corporate officers, directors, or 1% or more owners . . . . . |            |           |
| <b>39</b> Do you treat all use of vehicles by employees as personal use? . . . . .   |            |           |
| <b>40</b> Do you provide more than five vehicles to your employees, obtain information from your employees about the use of the vehicles, and retain the information received? . . . . .   |            |           |
| <b>41</b> Do you meet the requirements concerning qualified automobile demonstration use? (See instructions.) . . . . .  |            |           |
| <b>Note:</b> If your answer to 37, 38, 39, 40, or 41 is "Yes," do not complete Section B for the covered vehicles.   |            |           |

**Part VI Amortization**

| (a)<br>Description of costs  | (b)<br>Date amortization begins | (c)<br>Amortizable amount | (d)<br>Code section | (e)<br>Amortization period or percentage | (f)<br>Amortization for this year |
|--|---------------------------------|---------------------------|---------------------|--|-----------------------------------|
| <b>42</b> Amortization of costs that begins during your 2009 tax year (see instructions):      |                                 |                           |                     |  |                                   |
|  |                                 |                           |                     |  |                                   |
| <b>43</b> Amortization of costs that began before your 2009 tax year . . . . .                 |                                 |                           |                     |  | <b>43</b>                         |
| <b>44</b> Total. Add amounts in column (f). See the instructions for where to report . . . . . |                                 |                           |                     |  | <b>44</b>                         |

FORM 990-T, PAGE 1, PART II, NOL

| <u>YEAR<br/>ENDING</u>                           | <u>AMOUNT<br/>GENERATED</u> | <u>AMOUNT<br/>UTILIZED</u> | <u>YEAR<br/>UTILIZED</u> | <u>CARRYOVER</u>         |
|--|-----------------------------|----------------------------|--------------------------|--------------------------|
| 6/30/2002  | 858,071                     | 534,561                    | 2005                     | 323,510                  |
|  |                             | 323,510                    | 2006                     |                          |
| 6/30/2003  | 800,151                     | 800,151                    | 2006                     |                          |
| 6/30/2004  | 2,825,464                   | 2,825,464                  | 2006                     |                          |
| 6/30/2005  | 4,121,778                   | 627,823                    | 2006                     | 3,493,955                |
| 6/30/2006  | -                           | -                          |                          |                          |
| 6/30/2007  | -                           | -                          |                          |                          |
| 6/30/2008  | 5,955,207                   | -                          |                          | 9,449,162                |
| 6/30/2009  | 20,176,232                  | -                          |                          | 29,625,394               |
| 6/30/2010  | 12,117,799                  | -                          |                          | 41,743,193               |
| <b>NET OPERATING LOSS CARRYOVER TO 6/30/2011</b> |                             |                            |                          | <b><u>41,743,193</u></b> |

**FORM 1041, SCHEDULE I, AMT NOL**

| <u>YEAR<br/>ENDING</u>                           | <u>AMOUNT<br/>GENERATED</u> | <u>AMOUNT<br/>UTILIZED</u> | <u>YEAR<br/>UTILIZED</u> | <u>CARRYOVER</u>  |
|--|-----------------------------|----------------------------|--------------------------|-------------------|
| 6/30/2002  | 696,046                     | 696,046                    | 2005                     | -                 |
| 6/30/2003  | 767,106                     | 300                        | 2005                     | 766,806           |
|  |                             | 766,806                    | 2006                     |                   |
| 6/30/2004  | 2,813,038                   | 2,813,038                  | 2006                     | -                 |
| 6/30/2005  | 4,048,752                   | 1,662,421                  | 2006                     | 2,386,331         |
| 6/30/2005  |                             | 2,362,976                  | 2007                     | 23,355            |
| 6/30/2006  | -                           | -                          | 2008                     | 23,355            |
| 6/30/2007  | -                           | -                          |                          | 23,355            |
| 6/30/2008  | 5,314,542                   | -                          |                          | 5,337,897         |
| 6/30/2009  | 20,246,285                  | -                          |                          | 25,584,182        |
| 6/30/2010  | 11,832,215                  | -                          |                          | 37,416,397        |
| <b>NET OPERATING LOSS CARRYOVER TO 6/30/2011</b> |                             |                            |                          | <b>37,416,397</b> |

FORM 990-T, SCHEDULE D, SHORT-TERM CAPITAL LOSS CARRYFORWARD SCHEDULE

| <u>YEAR<br/>ENDING</u>              | <u>AMOUNT<br/>GENERATED</u> | <u>AMOUNT<br/>UTILIZED</u> | <u>YEAR<br/>UTILIZED</u> | <u>CARRYOVER</u> |
|-------------------------------------|-----------------------------|----------------------------|--------------------------|------------------|
| 6/30/2009                           | 417,315                     | 3,000                      | 2008                     | 414,315          |
| 6/30/2010                           | -                           | 111,630                    | 2009                     | 302,685          |
| CAPITAL LOSS CARRYOVER TO 6/30/2011 |                             |                            |                          | <u>302,685</u>   |